

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 7132

BILL NUMBER: SB 217

NOTE PREPARED: Jan 1, 2009

BILL AMENDED:

SUBJECT: Confined Feeding Operations.

FIRST AUTHOR: Sen. Miller

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: X **GENERAL**
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: *Department of Environmental Management (IDEM).* This bill requires a confined feeding operation to (1) include in its manure management plan procedures for air emission minimization and water quality monitoring; and (2) submit to IDEM and implement an air emission minimization plan to minimize off-site impacts and maximize nutrient recovery from manure storage and land application areas. The bill requires the Water Pollution Control Board to adopt rules for administration of confined feeding statutes to include standards for minimization of air emissions and meeting water quality standards.

State Chemist. It requires the State Chemist to adopt rules for the use of fertilizer material and the distribution and storage of bulk commercial fertilizers, including standards for the storage of bulk fertilizers to protect the air and waters of the state.

Effective Date: Upon passage; January 1, 2010.

Explanation of State Expenditures: *IDEM.* A confined feeding operation must submit to IDEM a manure management plan and an air emission minimization plan in 2010 and at least one time every five years after. The bill also requires the Water Pollution Control Board, which is staffed by IDEM, to adopt rules necessary for the proper administration of confined feeding statutes to include standards for minimization of air emissions and meeting water quality standards. IDEM should be able to accomplish the tasks identified in the proposal given its existing level of resources.

The State Personnel Department staffing report indicated that, as of December 15, 2008, IDEM had 47 vacant positions with salaries totaling \$1.7 M. Of the 47 vacant positions, 41 have been vacant for a year or less. IDEM reverted \$5.9 M to the state General Fund and \$14.4 M in all funds in FY 2008.

State Chemist. The bill requires the State Chemist to adopt rules concerning the use of fertilizer material and the distribution and storage of bulk commercial fertilizers, including standards for the storage of bulk fertilizers to protect the air and waters of the state. The State Chemist's Office currently has the resources needed to adopt rules.

Explanation of State Revenues:

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: State Chemist, IDEM.

Local Agencies Affected:

Information Sources: State Personnel Department; State Budget Agency.

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